GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Services – BC Welfare Department – Departmental proceedings under Rule 20 of Andhra Pradesh Civil Services (Classification, Control & Appeal) Rules, 1991 read with Rule 9 of A.P. Revised Pension Rules, 1980 against Sri V.Rama Rao, the then HWO, Govt.B.C.Boys Hostel, Pallepalem(V), Nizampatnam(M), Guntur District (now retired) - Article of Charges – Orders – Issued.

BACKWARD CLASSES WELFARE (D) DEPARTMENT

G.O.Rt.No.46 **Dated:07-03-2022.**

Read the following:

1. From the Director General, ACB, A.P., Vijayawada, Rc.No.64/DES-VGT/2017-S.17, dated:03-07-2019.
2. G.O.Ms.No.36, BCW(D) Department, dt.07.03.2022.

-:0:-

ORDER:

In pursuance of the sanction accorded by the Government vide reference 2nd read above, under Sub-Clause (i) of clause (b) of Sub-Rule (2) of Rule 9 of Andhra Pradesh Revised Pension Rules, 1980 for initiating departmental proceedings against Sri V.Rama Rao, the then HWO, Govt.B.C.Boys Hostel, Pallepalem(V), Nizampatnam(M), Guntur District (now retired), it is considered necessary to hold an inquiry against the said Sri V.Rama Rao, HWO, (now retired) in accordance with the procedure laid down in Rule 20 of the Andhra Pradesh Civil Services (Classification, Control & Appeal) Rules, 1991.

2. The substance of the imputations of misconduct or misbehavior in respect of which the enquiry is proposed to be held is set out in the enclosed statement of article of charge (Annexure-I and II). A list of documents by which and a list of witnesses by whom, the article of charges are proposed to be sustained are also enclosed (Annexure-III and IV).

3. Sri V.Rama Rao, the then HWO, Govt.B.C.Boys Hostel, Pallepalem(V), Nizampatnam(M), Guntur District (now retired) is directed to submit his written statement of defence within ten (10) days of the receipt of the order.

4. Sri V.Rama Rao, the then HWO, Govt.B.C.Boys Hostel, Pallepalem(V), Nizampatnam(M), Guntur District (now retired) is informed that an inquiry will be held only in respect of those article of charges as are not admitted. He should, therefore, specifcally admit or deny article of charge.

5. Sri V.Rama Rao, the then HWO, Govt.B.C.Boys Hostel, Pallepalem(V), Nizampatnam(M), Guntur District (now retired) is further informed that if he does not submit his written statement of defence on or before the period specifed at Para (3) above or otherwise fails or refuses to comply with the provisions of Rule 20 of Andhra Pradesh Civil Services (Classification Control & Appeal) Rules, 1991 or the orders / directions issued in pursuance of the said rules, the Inquiring Authority may hold the inquiry against him ex-parte.

6. Sri V.Rama Rao, the then HWO, Govt.B.C.Boys Hostel, Pallepalem(V), Nizampatnam(M), Guntur District (now retired) is informed that Rule 24 of the Andhra Pradesh Civil Services (Conduct) Rules, 1964 stipulates that under no circumstances Government servant shall bring or attempt to bring any political or outside influence to bear upon any superior authority to further his interests in representation is received on his behalf from another person in respect of any matter dealt within these proceedings, it will be presumed that the said Sri V.Rama Rao, the then HWO, Govt.B.C.Boys Hostel, Pallepalem(V), Nizampatnam(M), Guntur District (now retired) is aware of such a representation and that it has been made at his instance and action will be taken against him for violation of Rule 24 of the Andhra Pradesh Civil Services (Conduct) Rules, 1964.

(P.T.O)

7. The receipt of this G.O. shall be acknowledged.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

G ANANTHA RAMU
SPECIAL CHIEF SECRETARY TO GOVERNMENT

To
Sri V.Rama Rao, the then HWO, Govt.B.C.Boys Hostel, Pallepalem(V), Nizampatnam(M), Guntur District (now retired) "through" the Director of BC Welfare, A.P., Vijayawada.

Copy to:
The Director of BC Welfare, A.P., Vijayawada. (with a request to serve and return the dated acknowledged served copy)
SF/SC

//FORWARDED :: BY ORDER//

SECTION OFFICER

[Annexure to G.O.Rt.No.46, BCW(D) Dept., Dt:07.03.2022]

ANNEXURE-I

STATEMENT OF ARTICLE OF CHARGE AGAINST SRI V.RAMA RAO, THE THEN HWO, GOVT. B.C BOYS HOSTEL, PALLEPALEM(V), NIZAMPATNAM(M), GUNTUR DISTRICT (NOW RETIRED):-

While working as Hostel Welfare Officer, Govt. B.C Boys Hostel, Pallepalem(V), Nizampatnam(M), Guntur District, Sri V.Rama Rao has committed the following grave misconduct in as much as:

CHARGE - 1:

"The Government Servant, while working as Hostel Welfare Officer, Govt. B.C. Boys Hostel, Pallepalem village, Nizampatnam Mandal, Guntur District showed gross negligence in the maintenance of the hostel. Only one room and one bathroom was provided in the hostel for the boarders to stay and only one room was provided with fan and lighting. There was no fan and no proper lighting facility in the remaining rooms. Only one bath room was available in the hostel. The bathroom was not hygienic. Due to lack of proper sanitary facility, no one was residing in the hostel during the night".

CHARGE - 2:

"The Government Servant while working as Hostel Welfare Officer, Govt. B.C. Boys Hostel, Pallepalem village, Nizampatnam Mandal, Guntur District failed to maintain the following registers which he was supposed to maintain in the hostel: 1) Staff Movement Register, 2) Visitors Register, 3) Daily Purchase Register, 4) Permanent Articles Register and Library books Register, 5) Daily Menu Implementation Register, 6) Students grievances Register, 7) Permanent advance Register, 8) Medical check-up register, 9) School watch Register and 10) Boarders' Academic Progress Register. Besides, he failed to properly maintain and update the following registers: 1) Boarders' Attendance Register, 2) Diet Stock and Issue Register, 3) Cosmetics Register and 4) Boarders' Movement Register".

CHARGE - 3:

"The Government Servant while working as Hostel Welfare Officer, Govt. B.C. Boys Hostel, Pallepalem village, Nizampatnam Mandal, Guntur District failed to arrange monthly medical check-up for the boarders with the help of PHC doctors. He also failed to maintain first aid box to treat the sick boarders in case of emergency in the hostel before the boarders are taken to the nearest doctor".

CHARGE - 4:

"The Government Servant while working as Hostel Welfare Officer, Govt. B.C. Boys Hostel, Pallepalem village, Nizampatnam Mandal, Guntur District was not residing in the head quarters i.e. at Pallepalem. He was staying at Bapatla and not attended the hostel regularly. He used to attend the hostel once in every 10 days".

CHARGE -5:

"The Government Servant while working as Hostel Welfare Officer, Govt. B.C. Boys Hostel, Pallepalem village, Nizampatnam Mandal, Guntur District failed to follow the prescribed menu. No menu chart was displayed or followed in their hostel. He failed to constitute a mess committee with boarders in the hostel. Rice served to them was of poor quality since stones and germs were mixed up with the rice".

CHARGE - 6:

"The Government Servant while working as Hostel Welfare Officer, Govt. B.C. Boys Hostel, Pallepalem village, Nizampatnam Mandal, Guntur District failed to maintain progress reports of marks of each boarder for the tests conducted in the hostel and in the school. He also failed to arrange special coaching for the boarders

from the beginning of the academic year. In the year, the boarders of the hostel were not provided with blankets, books, etc. till date".

CHARGE - 7:

"The Government Servant while working as Govt. B.C. Boys Hostel, Pallepalem village, Nizampatnam Mandal, Guntur District failed to display the particulars of the boarders i.e. name, class, the room where the boarder stays in the hostel, name of the school where the boarder is studying, etc. He failed to display a chart showing the admissible items to the boarders. He also failed to display class-wise and social status-wise data of boarders in the notice board of the hostel. In addition, he failed to display the names and phone numbers of the higher authorities in the hostel. Thus the HWO violated G.O.Ms.No.54, dt.24.5.2014 of the Secy. to Govt., Social Welfare Dept".

CHARGE - 8:

"The Government Servant while working as HWO, Govt. B.C. Boys Hostel, Pallepalem village, Nizampatnam Mandal, Guntur District un-authorisedly allowed a private person for cleaning the hostel and providing water facilities in the hostel without the knowledge and permission of his superiors. He also allowed Sri Meer Basher Ali, Kamati to un-authorizedly engage a private person as cook in the hostel without the knowledge and permission of his superiors. Besides, he allowed Sri G. Babu Rajendra Prasad, Kamati to un-authorisedly engage a private person as assistant to the private cook in the hostel without the knowledge and permission of his superiors. All these actions were in clear violation of the instructions given in Memo No.101/Spl.B/2000-4 dt.17-4-2001 of Govt. of AP, General Administration Dept (Spl. B) that "No Manual or any Procedure has prescribed to engage a private person to perform certain official duties during the course of departmental activity."

CHARGE - 9:

"The Government Servant while working as Hostel Welfare Officer, Govt. B.C. Boys Hostel, Pallepalem village, Nizampatnam Mandal, Guntur District failed to conduct meetings with the parents of the boarders at least once in a quarter".

Thus the Government Servant Sri V.Rama Rao, the then Hostel Welfare Officer, Government B.C. Boys Hostel, Pallepalem, Nizampatnam Mandal, Guntur district by his above-mentioned acts, has exhibited lack of integrity, devotion to duty and conducts unbecoming Member of State Government Service and thereby violated Rule 3(1) & 3(2) of A.P.C.S (conduct) Rules 1964 r/w. Rule 9(2)(b) of A.P. Revised Pension Rules 1980.

G ANANTHA RAMU
SPECIAL CHIEF SECRETARY TO GOVERNMENT

//FORWARDED :: BY ORDER//

SECTION OFFICER

[Annexure to G.O.Rt.No.46, BCW(D) Dept., Dt:07.03.2022]

ANNEXURE –II

STATEMENT OF IMPUTATION OF MISCONDUCT IN SUPPORT OF ARTICLE OF CHARGES FRAMED AGAINST SRI V.RAMA RAO, THE THEN HWO, GOVT. B.C BOYS HOSTEL, PALLEPALEM(V), NIZAMPATNAM(M), GUNTUR DISTRICT (NOW RETIRED):-

On credible information that the Government Servant Sri Veeranki Rama Rao, S/o Veeraiah, Hostel Welfare Officer, Govt. B.C. Boys Hostel, Pallepalem village, Nizampatnam Mandal, Guntur District is not maintaining Records/Registers properly and committing irregularities, a Surprise Check was conducted on the above mentioned hostel by the District Inspector, ACB, Guntur District on 15-07-2017 in between 06.00 am and 5.00 pm in the presence of two respectable mediators.

On 15.07.2017 at 06.00 am the District Inspector, ACB Guntur Range, Guntur secured the presence of the Mediators 1. Sri Gugulothu Lakapathi S/o Paparao, 32 Years, Horticulture Officer, Kankipadu, Krishna District O/o Asst. Director of Horticulture, Near Durga Mahal, Patamata, Vijayawada (Mediator-I) 2) Sri Patan Mastan S/o Khasim Khan, age 45 yrs, Sr.Asst, O/o Deputy Director, Mines and Geology, Guntur. (Mediator-II) and other ACB staff left the ACB Office, Guntur at 4:00 hours in two vehicles as per the instructions of DSP, ACB, Guntur and reached the vicinity of the said office at 05.55 hours. The Surprise Check was conducted on the said Hostel on 15.07.2017 at 06.00 hours in the presence of the Mediators. The following irregularities are found in Surprise Check

CHARGE 1:

"The Government Servant, while working as Hostel Welfare Officer, Govt. B.C. Boys Hostel, Pallepalem village, Nizampatnam Mandal, Guntur District showed gross negligence in the maintenance of the hostel. Only one room and one bathroom was provided in the hostel for the boarders to stay and only one room was provided with fan and lighting. There was no fan and no proper lighting facility in the remaining rooms. Only one bath room was available in the hostel. The bathrooms were not hygienic. Due to lack of proper sanitary facility, no one was residing in the hostel during the night".

FACTS AND EVIDENCE:

During the course of surprise check the surprise check party noticed that there were only two common bath rooms out of which one is in working condition and the other was in damaged condition and no proper water facility is provided in those rooms. The rooms were not cleaned. Poor sanitary conditions prevailed in the hostel premises. Only there are 2 boarders are present i.e., 1) Nalluri Naga Sai Eswar – 7th class, 2) Gudipalli Shivaji- 9th class, at the time of surprise check. The conditions prevailed in the hostel at the time of surprise check is not good for living and study. When examined the available students 1)Mast.Nalluri Naga Sai Eswar S/o Srininvasarao, 13 years, Mangali, 7th class, ZPHS, Adavuladeevi Village. R/o Adavuladeevi village, Nizampatnam Mandal, Guntur District and 2) Mast. Gudipalli Shivaji S/o Bikshalu, age 14 years, gowda caste, 9th class, ZPHS, Adavuladeevi, N/o Veerankivaripalem village, Nizampatnam mandal they stated in one tone that they are the boarders of the hostel and about 100 students are the strength in their hostel. Sri.Veeranki Ramarao is their Hostel warden who is residing in Bapatla. They do not know the names of watchman, cook and helper of their hostel. Their warden used to visit the Hostel once in every 10 days. In the hostel, only one room is having fan and light, no fans in remaining rooms and no proper lighting facility. Two rooms were always locked and being used for keeping stock. Due to no proper sanity facility no one in the hostel is residing during night times. Only one bath room is available in the Hostel. Every day morning and evening some of their hostel students come to the hostel and take breakfast and dinner and go back to their houses.

Mean while the following students of the said Hostel came to Hostel for having breakfast. 7th Class Students - 1. Mekala Mahesh. 2. Sonti Balaji. 3. Jonna Venkateswararao. 4. Kondeti Subrahmanyam. 5. Yamineni Bhavana. 8th Class Students: 1. Chinta Srihari. 2. Meka Venkata Siva Sairam. 3. Meka Venkata Siva Subrahmanyam. 4. Narra Vijay Kumar. 5. Sayed Davood Ibrahim. 6. Kokkiligadda Narasimharao. 7. Veeranki Karthik. 8. Veeranki Chandu. 9. Sonti Chiranjeevi. 10. Kokkiligadda Bhaskar. 11. Narra Hemanthu. 12. Merugu Balajirao. 13. Panchagatla Pratap Kumar. 14. Morla Sai Kumar. 15. Kalagantla Maharshi Ganesh. 16. Koranki Ashok Kumar. 17. Pandiriboina Ravi Kumar. 18. Muppalla Venkata Naga Babu. 19. Karneti Rajesh. 20. Murali Mohan Babu. 21. Kondeti Rajesh. 9th Class students: 1. Sonti Durga Rao. 2. Karna Hemanthu. 3. Veeranki Sambasivarao. 4. Kondeti Siva Manikanta. 5. Tulluru Venkata Gopal Rao. 6. Narra Sudheer. 7. Narra Nagaraju.8. Pachabatla Prasanna Kumar. 10th Class: 1. Narra Siva Subrahmanyam. 2. Moka Ramchand. 3. Anurud Nagaraju. Among them the following students were voluntarily came forward and spoke about the irregularities in the hostel and the reason of their not staying during night time in the hostel. Then the District Inspector examined them and recorded their statements.

1) Karna Hemanthu S/o Srinivasarao, age 14 yrs, 9th class, ZPHS, Adavuladeevi, N/o Palakurthy village, Repalle Mandal, Guntur District. r/o Adavuladeevi (v), Nizampatnam (m).

2) Jonna Venkateswararao S/o Vuyyuru, aged 14 yrs, 9th class, ZPHSchool, Adavuladeevi (V), N/o Juvvalapalem (v), Nizampatnam Mandal, r/o Adavuladeevi village, Nizampatnam (M), Guntur District.

3) Sonti Durga Rao S/o Srinivasarao, age 14 years, 9th class, ZPHS, Adavuladeevi N/o Veerankivaripalem (v), Nizampatnam Mandal, Guntur District.

4) Yarragandla Yesu Babu S/o Basavaiah, 15 yrs, 9th class, ZPHS, Adavuladeevi, N/o Veerankivaripalem (v), Nizampatnam Mandal, Guntur District.

5) Thulluru Venkata Gopala Rao S/o Ramesh, 14 yrs, 9th class, ZPHS, Adavuladeevi, N/o Sontivaripalem, Nizampatnam (m), Guntur District.

When enquired, the Government Servant did not give proper explanation for the above lapse.

Thus, the said Sri Veeranki Rama Rao, S/o Veeraiah, Government Servant by his above mentioned acts, he exhibited lack of integrity, devotion to duty and conduct unbecoming of a member of service by contravened Rule 3(1) & 3(2) of A.P.C.S (conduct) Rules 1964 r/w. Rule 9(2)(b) of A.P. Revised Pension Rules 1980.

CHARGE - 2:

"The Government Servant while working as Hostel Welfare Officer, Govt. B.C. Boys Hostel, Pallepalem village, Nizampatnam Mandal, Guntur District failed to maintain the following registers which he was supposed to maintain in the hostel: 1) Staff Movement Register, 2) Visitors Register, 3) Daily Purchase Register, 4) Permanent Articles Register and Library books Register, 5) Daily Menu Implementation Register, 6) Students grievances Register, 7) Permanent advance Register, 8) Medical check-up register, 9) School watch Register and 10) Boarders' Academic Progress Register. Besides, he failed to properly maintain and update the following registers: 1) Boarders' Attendance Register, 2) Diet Stock and Issue Register, 3) Cosmetics Register and 4) Boarders' Movement Register".

FACTS AND EVIDENCE:

During the course of surprise check the District Inspector, ACB verified the following registers in the presence of the mediators when produced by the Government Servant and found that the following registers were not being maintained.

1. Staff Movement Register:- Not opened for the current year 2017-2018.

2. Visitors Register:- Not opened for the current year 2017-2018.

3.Daily Purchase Register : - Not opened for the current year 2017-18.

4. Permanent Articles Register and Library books Register: Not Maintained.

5. Daily Menu Implementation Register: - Not maintained.

6. Students grievances Register: Not maintained.

7. Permanent advance Register: Not maintained.

8. Medical checkup register: - Not Maintained.

9. School watch Register: Not maintained.

10. Boarders Progress Academic Register:- Not maintained.

Further during the course of surprise check the following three registers were verified by the Inspector and Mediators and found that they were not maintained properly.

1(a) Diet Stock and Issue Register:- On the heading, the register was shown to be earmarked for 2017-18 but no entry was found in the register.

(b) Diet Stock and Issue Register: This register pertaining to 2016-2017 was containing 1 to 148 sheets. As per the stock register 2016-17 written on 21.04.2017. The HWO failed to maintain the register properly with regard to the issues pertaining to the current academic year. It clearly showed that the HWO did not maintain the provisions and the register properly.

2) Cosmetics Register:- The register is maintained since April 2016. For the month of April 2016, 95 students were shown as boarders. Although amounts were not shown for the students mentioned at Sl. Nos. 1 to 30, signatures were taken from those students. For the months of June, July & August of 2016, 142 students were shown. For the months of September and October of 2016, 141 students were shown but amounts issued to them were not mentioned in the relevant column. No entry was made with regard to November and December 2016. For the months of January, February and March of 2017, 140 students were shown but amounts were not mentioned. The cosmetics register pertaining to the current academic year of 2017-2018 was not opened.

Boarders' Movement Register: - It was maintained but no entry was found in the register.

It is clearly shows that the Government Servant failed to maintain the above mentioned mandatory registers of the hostel

The registers noted above were seized for further enquiry duly attested by the mediators and the District Inspector, ACB, Guntur.

When enquired, the Government servant did not give proper explanation for the above lapse.

Thus, the said Sri Veeranki Rama Rao, S/O Veeraiah, Government Servant by his above mentioned acts, he exhibited lack of integrity, devotion to duty and conduct unbecoming of a member of service by contravened Rule 3(1) & 3(2) of A.P.C.S (conduct) Rules 1964 r/w. Rule 9(2)(b) of A.P. Revised Pension Rules 1980.

CHARGE -3.

"The Government Servant while working as Hostel Welfare Officer, Govt. B.C. Boys Hostel, Pallepalem village, Nizampatnam Mandal, Guntur District failed to arrange monthly medical check-up for the boarders with the help of PHC doctors. He also failed to maintain first aid box to treat the sick boarders in case of emergency in the hostel before the boarders are taken to the nearest doctor".

FACTS AND EVIDENCE:

During the course of surprise check the District Inspector, ACB verified the boarders attendance register and found that the medical checkup register is not maintained. As such it is clear that the boarders are not being get checked by the Medical Officer of the concerned Government Doctor. During the course of examination of the boarders they categorically stated that no doctor or nurse came for their health check up.

During the course of surprise check no first aid box was found in the premises of the hostel to treat the ill-boarders in case of emergency, before the boarders are taken to the nearest doctor.

During the course of enquiry, the Deputy Director, BC Welfare, Guntur District furnished the list of duties and responsibilities of the Government servant through his letter Rc.No.A1/78/2017 dated: 03-08-2017. According to the letter the HWOs should provide medical facility to the boarders but as informed by the boarders no medical facility is being provided by the Government servant to the boarders of the hostel.

As per the G.O. MS. No. 54, SW (EDN.1) Department, Dated: 24.05.2014, in 2.(14) Health of boarders: a). They should arrange medical checkup of the boarders with the help of P.H.C. Doctors every month and maintain boarder's health card. Prompt action should be taken whenever boarders fall sick to take them to the nearest Government Hospital/Qualified Doctor.

It is clearly shows that the Government Servant has not arranged medical checkup of boarders.

Thus, the said Sri Veeranki Rama Rao, S/O Veeraiah, Government servant by his above mentioned acts, he exhibited lack of integrity, devotion to duty and conduct unbecoming of a member of service by contravened Rule 3(1) & 3(2) of A.P.C.S (conduct) Rules 1964 r/w. Rule 9(2)(b) of A.P. Revised Pension Rules 1980.

CHARGE - 4:

"The Government Servant while working as Hostel Welfare Officer, Govt. B.C. Boys Hostel, Pallepalem village, Nizampatnam Mandal, Guntur District was not residing in the head quarters i.e. at Pallepalem. He was staying at Bapatla and not attending the hostel regularly. He would attend the hostel once in every 10 days".

FACTS AND EVIDENCE:

During the course of surprise check the following students were voluntarily came forward and spoke about the irregularities in the hostel and the reason of their not staying during night time in the hostel. Then the District Inspector examined them and recorded their statements.

1) Karna Hemanthu S/o Srinivasarao, age 14 yrs, 9th class, ZPHS, Adavuladeevi, N/o Palakurthy village, Repalle Mandal, Guntur District. r/o Adavuladeevi (v), Nizampatnam (m).

2) Jonna Venkateswararao S/o Vuyyuru, aged 14 yrs, 9th class, ZPHSchool, Adavuladeevi (V), N/o Juvvalapalem (v), Nizampatnam Mandal, r/o Adavuladeevi village, Nizampatnam (M), Guntur District.

3) Sonti Durga Rao S/o Srinivasarao, age 14 years, 9th class, ZPHS, Adavuladeevi N/o Veerankivaripalem (v), Nizampatnam Mandal, Guntur District.

4) Yarragandla Yesu Babu S/o Basavaiah, 15 yrs, 9th class, ZPHS, Adavuladeevi, N/o Veerankivaripalem (v), Nizampatnam Mandal, Guntur District.

5) Thulluru Venkata Gopala Rao S/o Ramesh, 14 yrs, 9th class, ZPHS, Adavuladeevi, N/o Sontivaripalem, Nizampatnam (m), Guntur District.

On examination they stated that the HWO Sri V. Ramarao is not residing at Pallepalem, he is staying at Bapatla and not attending the hostel regularly. He used to attend the hostel once in every 10 days.

At the time of entry of the surprise check party the Government servant not available in the hostel and as informed by the above mentioned witnesses the Government servant is not residing in the village where the hostel is located. Further during course of enquiry the Dy. Director, B.C.Welfare, Guntur through his letter Rc.No.A1/78/2017 dated: 03-08-2017 informed that the HWO should invariably stay in the village where the Hostel is situated.

Thus, the said Sri Veeranki Rama Rao, S/o Veeraiah, by his above mentioned acts, he exhibited lack of integrity, devotion to duty and conduct unbecoming of a member of service by contravened Rule 3(1) & 3(2) of A.P.C.S (conduct) Rules 1964 r/w. Rule 9(2)(b) of A.P. Revised Pension Rules 1980.

CHARGE - 5:

"The Government Servant while working as Hostel Welfare Officer, Govt. B.C. Boys Hostel, Pallepalem village, Nizampatnam Mandal, Guntur District failed to follow the prescribed menu. No menu chart was displayed or followed in their hostel. He failed to constitute a mess committee with boarders in the hostel. Rice served to them was of poor quality since stones and germs were mixed up with the rice"

FACTS AND EVIDENCES:

During the course of Surprise Check the following students were voluntarily came forward and spoke about the irregularities in the hostel and the reason of their not staying during night time in the hostel. Then the District Inspector examined them and recorded their statements.

1) Karna Hemanthu S/o Srinivasarao, age 14 yrs, 9th class, ZPHS, Adavuladeevi, N/o Palakurthy village, Repalle Mandal, Guntur District. r/o Adavuladeevi (v), Nizampatnam (m).

2) Jonna Venkateswararao S/o Vuyyuru, aged 14 yrs, 9th class, ZPHSchool, Adavuladeevi (V), N/o Juvvalapalem (v), Nizampatnam Mandal, r/o Adavuladeevi village, Nizampatnam (M), Guntur District.

3) Sonti Durga Rao S/o Srinivasarao, age 14 years, 9th class, ZPHS, Adavuladeevi N/o Veerankivaripalem (v), Nizampatnam Mandal, Guntur District.

4) Yarragandla Yesu Babu S/o Basavaiah, 15 yrs, 9th class, ZPHS, Adavuladeevi, N/o Veerankivaripalem (v), Nizampatnam Mandal, Guntur District.

5) Thulluru Venkata Gopala Rao S/o Ramesh, 14 yrs, 9th class, ZPHS, Adavuladeevi, N/o Sontivaripalem, Nizampatnam (m), Guntur District.

Nearly 30 to 40 students comes to their hostel every day at about 0800 AM and take breakfast and go to school and in the evening they will return after school and come to hostel and take dinner and go back to their houses. Weekly 2 times egg was provided. Once in a week Upma. No menu is displayed or followed in their hostel. Every day morning and evening Nancharamma and Varalakshmi cook and serve food for them. Rice is also not good for eating since stones and germs are mixed up with rice and etc.,

During the course of enquiry, the Deputy Director, BC Welfare, Guntur District furnished the list of duties and responsibilities of the Government servant through his letter Rc.No.A1/78/2017 dated: 03-08-2017. According to the letter the HWOs should form the Mess Committee of the boarders but no committee was formed in the hostel and no register of the Mess Committee of the boarders was maintained in the hostel. Thus the Government Servant has not formed any mess committee of the boarders.

When enquired, the Government Servant did not give proper explanation for the above lapse.

Thus, the said Sri Veeranki Rama Rao, S/o Veeraiah, Government Servant by his above mentioned acts, he exhibited lack of integrity, devotion to duty and conduct unbecoming of a member of service by contravened Rule 3(1) & 3(2) of A.P.C.S (conduct) Rules 1964 r/w. Rule 9(2)(b) of A.P. Revised Pension Rules 1980.

CHARGE - 6:

"The Government Servant while working as Hostel Welfare Officer, Govt. B.C. Boys Hostel, Pallepalem village, Nizampatnam Mandal, Guntur District failed to maintain progress reports of marks of each boarder for the tests conducted in the hostel and in the school. He also failed to arrange special coaching for the boarders from the beginning of the academic year. In this year, the boarders of the hostel were not provided with blankets, books, etc. till date".

FACTS AND EVIDENCE:

During the course of enquiry, the Deputy Director, BC Welfare, Guntur District furnished the list of duties and responsibilities of the Government servant through his letter Rc.No.A1/78/2017 dated: 03-08-2017. According to the letter the HWOs should maintain a register and enter the Marks obtained by the Boarders in Exams conducted in the respective schools. HWOs should conduct weekend tests on every Sunday and should give special attention to the academically weak students. HWOs should give coaching to the students every day during specified time for study in day and night times. During the course searches it is found that the the Government Servant did not maintain the students progress register which is supposed to be maintained.

The surprise check revealed that no tutors were engaged in the hostel and no coaching is being provided to the boarders in the hostel.

Thus, the said Sri Veeranki Rama Rao, S/o Veeraiah, Government Servant by his above mentioned acts, he exhibited lack of integrity, devotion to duty and conduct unbecoming of a member of service by contravened Rule 3(1) & 3(2) of A.P.C.S (conduct) Rules 1964 r/w. Rule 9(2)(b) of A.P. Revised Pension Rules 1980.

CHARGE - 7:

"The Government Servant while working as Govt. B.C. Boys Hostel, Pallepalem village, Nizampatnam Mandal, Guntur District failed to display the particulars of the boarders i.e. name, class, the room where the boarder stays in the hostel, name of the school where the boarder is studying, etc. He failed to display a chart showing the admissible items to the boarders. He also failed to display class-wise and social status-wise data of boarders in the notice board of the hostel. In addition, he failed to display the names and phone numbers of the higher authorities in the hostel. Thus the HWO violated G.O.Ms.No.54, dt.24.5.2014 of the Secy. to Govt., Social Welfare Dept".

FACTS AND EVIDENCE:

During the course of surprise check it is noticed that no information was displayed on the notice board regarding the number of boarders in the hostel, classes they are studying etc., in front of each room and no menu card or no admissible items to the boarders were found to be displayed in the hostel as envisaged in G.O. Ms. No. 54, dt.24.5.2014 of the Secy. to Govt., Social Welfare Dept.

The Hostel Welfare officer failed to explain for the lapse when questioned during the course of surprise check proceedings.

Thus, the said Sri Veeranki Rama Rao, S/o Veeraiah, Government Servant by his above mentioned acts, he exhibited lack of integrity, devotion to duty and conduct unbecoming of a member of service by contravened Rule 3(1) & 3(2) of A.P.C.S (conduct) Rules 1964 r/w. Rule 9(2)(b) of A.P. Revised Pension Rules 1980.

CHARGE - 8:

"The Government Servant while working as HWO, Govt. B.C. Boys Hostel, Pallepalem village, Nizampatnam Mandal, Guntur District un-authorisedly allowed a private person for cleaning the hostel and providing water facilities in the hostel without the knowledge and permission of his superiors. He also allowed Sri Meer Basher Ali, Kamati to un-authorizedly engage a private person as cook in the hostel without the knowledge and permission of his superiors. Besides, he allowed Sri G. Babu Rajendra Prasad, Kamati to un-authorisedly engage a private person as assistant to the private cook in the hostel without the knowledge and permission of his superiors. All these actions were in clear violation of the instructions given in Memo No.101/Spl.B/2000-4 dt.17-4-2001 of Govt. of AP, General Administration Dept (Spl. B) that "No Manual or any Procedure has prescribed to engage a private person to perform certain official duties during the course of departmental activity."

FACTS AND EVIDENCES:

At the time of entry of the surprise check party into the hostel found two middle aged ladies and one male person were present.

Then the District Inspector examined the three private persons and recorded their statements.

The statement of **Smt. Veeranki Nancharamma W/o Saibabu, age 45 years, Veerankipalem village, Adavaladeevi Panchayat, Nizampatnam Mandal (Private cook of the above Hostel)** discloses that in BC Boys Hostel, Pallepalem village, Sri Veeranki Ramarao is working as HWO, Meer Bashar Ali and Rajendra Prasad are doing as Kamatis. Vijay Bhaskar is working as watchman. HWO is residing at Bapatla. Rajendraprasad at Battiprolu, Meer Bashar Ali at Cherukupalli. Vijay Bhaskar at Isakapalli in Repalle Town. Hostel warden used to visit Hostel once in four days and brings vegetables and Sundry Articles for cooking and hand over them to her for cooking. Meer Basha Ali and Rajendra Prasad used to visit once in every 3,4 days. Watchman Vijay Bhaskar comes in the morning and stay till evening and go away. Hostel strength is 110 students. Meer Bashar Ali appointed her as private cook and she is working since 2 years and monthly Meer Basheer Ali is giving Rs. 3,500/- salary. About 2 months back Rajendra Prasad appointed one Varalakshmi as helper to her and she was paid Rs. 3,500/- as salary by Rajendra Prasad. About 2 years back HWO appointed Subbarao for cleaning and providing water in the hostel for a monthly salary of RS. 1000/- all the three comes every day morning at about 6 AM and prepare food for students in the morning and evening and stay till evening and go back to their houses. Daily nearly 30 to 40 students attend everyday in the morning for breakfast and in the evening nearly 70-80 students will attend and take dinner. Neither students nor any of the employee of their hostel resides during night times in the hostel and etc.,

2) **Smt Gunnam Varalakshmi W/o Adiseshu, age 60 yrs, Veerankipalem village, Advaladeevi Panchayat, Nizampatnam Mandal (Private helper to private cook)** : On examination she corroborated to the statement of Veeranki Nancharamma in all material aspects and etc., facts.

3) **Veeranki Subbarao S/o Nancharaiah, age 30 yrs, Veerankipalem village, Adavaladeevi Panchayat, Nizampatnam Mandal (Private worker in the said Hostel):** On examination he corroborated to the statements of Veeranki Nancharamma and Gunnam Varalakshmi in all material aspects and etc., facts.

Mean while Sri Kesana Vijay Bhaskar S/o Krishna Murthy, 38 yrs, watchman, Govt. BC Boys Hostel, Pallepalem (v), Nizampatnam Mandal. Guntur District. R/o Isakapalli, Repalle Town, Guntur District. 2. Garnepudi Babu Rajendra Prasad S/o Rajaratnam, age 59 yrs, Kamati, Govt. BC Boys Hostel, Pallepalem (v), Nizampatnam Mandal. Guntur District. R/o D.No. 16-49, Radham center, Battiprolu

(V)&(M), Guntur district. 3. Meer Bashar Ali S/o Abdul Ravoof, age 59 years, kamati, Govt. BC Boys Hostel, Pallepalem (V), Nizampatnam (M), r/o D. No. 19-18, Near old MRO Office, Battiprolu (V) & (M), Guntur District came to the hostel and introduced themselves to the inspector and the search party. Then the inspector also introduced himself, surprise check party and mediators to them and the District Inspector recorded their statements.

On examination they stated that Vijay Bhaskar is residing at Isakapalli in Repalle Town, Meer Basheer Ali and Rajendra Prasad are Kamaties in the BC Boys Hostel, Pallepalem and they reside at Cherukupalli and Battiprolu villages respectively. HWO is residing at Bapatla. They used to come to hostel once in 3 to 4 days. Hostel strength is 110 students and Meer Basheer Ali engaged Nancharamma as private cook since last 2 years and pay Rs.3,500 every month. Rajendra Prasad engaged G Varalakshmi as helper to cook for the last 2 months and pay Rs. 3,500 as salary every month. Veeranki Subbarao is engaged by HWO for cleaning and providing water facilities in the hostel and paid Rs. 1,000 every month. They further stated that all the records of the hostel were in the possession of HWO and they were not kept at the Hostel. All of them were not present at the time of arrival of search party and later on coming to know about the ACB raids they came to their Hostel.

All the above acts of the Government servant are in clear violation of the instructions given in Memo No.101/Spl.B/2000-4 dt.17-4-2001 of Govt. of AP, General Administration Dept (Spl. B) that "No Manual or any Procedure has prescribed to engage a private person to perform certain official duties during the course of departmental activity."

Thus, the said Sri Veeranki Rama Rao, S/o Veeraiah, retired Government Servant by his above mentioned acts, he exhibited lack of integrity, devotion to duty and conduct unbecoming of a member of service by contravened Rule 3(1) & 3(2) of A.P.C.S (conduct) Rules 1964 r/w. Rule 9(2)(b) of A.P. Revised Pension Rules 1980.

CHARGE - 9:

"The Government Servant while working as Hostel Welfare Officer, Govt. B.C. Boys Hostel, Pallepalem village, Nizampatnam Mandal, Guntur District failed to conduct meetings with the parents of the boarders at least once in a quarter".

FACTS AND EVIDENCES:

The Government servant has to conduct a meeting with the parents of the boarders at least once in a quarter but he failed to do so.

Thus, the said Sri Veeranki Rama Rao, S/o Veeraiah, Government Servant by his above mentioned acts, he exhibited lack of integrity, devotion to duty and conduct unbecoming of a member of service by contravened Rule 3(1) & 3(2) of A.P.C.S (conduct) Rules 1964 r/w. Rule 9(2)(b) of A.P. Revised Pension Rules 1980.

G ANANTHA RAMU
SPECIAL CHIEF SECRETARY TO GOVERNMENT

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SECTION OFFICER

[Annexure to G.O.Rt.No.46, BCW(D) Dept., Dt:07.03.2022]

ANNEXURE-III

LIST OF DOCUMENTS BY WHICH THE ARTICLE OF CHARGES FRAMED AGAINST SRI V.RAMA RAO, THE THEN HWO, GOVT. B.C BOYS HOSTEL, PALLEPALEM(V), NIZAMPATNAM(M), GUNTUR DISTRICT (NOW RETIRED) ARE PROPOSED TO BE SUSTAINED:

1. Statement of Nalluri Naga Sai Eswar S/o Srininvasarao, 13 years, Mangali, 7th class, ZPHS, Adavuladeevi Village. R/o Adavuladeevi village, Nizampatnam Mandal, Guntur District.

2. Statement of Gudipalli Shivaji S/o Bikshalu, age 14 years, gowda caste, 9th class, ZPHS, Adavuladeevi, N/o Veerankivaripalem village, Nizampatnam mandal.

3. Statement of Karna Hemanthu S/o Srinivasarao, age 14 yrs, 9th class, ZPHS, Adavuladeevi, N/o Palakurthy village, Repalle Mandal, Guntur District. r/o Adavuladeevi (v), Nizampatnam (m), Guntur District.

4. Statement of Jonna Venkateswararao S/o Vuyyuru, aged 14 yrs, 9th class, ZPHSchool, Adavuladeevi (V), N/o Juvvalapalem (v), Nizampatnam Mandal, r/o Adavuladeevi village, Nizampatnam (M), Guntur District.

5. Statement of Sonti Durga Rao S/o Srinivasarao, age 14 years, 9th class, ZPHS, Adavuladeevi N/o Veerankivaripalem (v), Nizampatnam Mandal, Guntur District.

6. Statement of Yarragandla Yesu Babu S/o Basavaiah, 15 yrs, 9th class, ZPHS, Adavuladeevi, N/o Veerankivaripalem (v), Nizampatnam Mandal, Guntur District.

7. Statement of Thulluru Venkata Gopala Rao S/o Ramesh, 14 yrs, 9th class, ZPHS, Adavuladeevi, N/o Sontivaripalem, Nizampatnam (m), Guntur District.

8. Statement of Smt. Veeranki Nancharamma W/o Saibabu, age 45 years, Veerankipalem village, Adavaladeevi Panchayat, Nizampatnam Mandal (Private cook of the Hostel).

9. Statement of Smt Gunnam Varalakshmi W/o Adiseshu, age 60 yrs, Veerankipalem village, Advaladeevi Panchayat, Nizampatnam Mandal (Private helper to private cook)

10. Statement of Veeranki Subbarao S/o Nancharaiah, age 30 yrs, Veerankipalem village, Adavaladeevi Panchayat, Nizampatnam Mandal (Private worker in the said Hostel):

11. Statement of Mariga John Mathaiah S/o Joseph, age 59 yrs, Asst. B.C.Welfare Officer, Repalle R/o Pakala vari Veedi, 3rd ward, Repalle, Guntur District.

12. Mediators Report (Surprise Check Proceedings) drafted on 15-07-2017 at Govt. B.C. Boys Hostel, Pallepalem Village, Nizampatnam Mandal, Guntur district.

13. Admission Register of the boarders.

14. Boarders Attendance Register.

15. (A) Attendance Register of the staff.

    (B) Attendance Register of the Staff.

16. (A) Diet Stock and Issue Register.

    (B) Diet Stock and Issue Register

17. Cosmetics Register

18. Boarders Movement Register.

19. Cash book.

20. Contingent Acquaintance Register.

21. Pay bills Register.

22. Minutes book of Hostel advisory Committee

23. Letter of Smt. Kalpana Bebi, Deputy Director, B.C. Welfare, Guntur vide Rc. No.A1/78/2017, dt.: 03.08.2017 and dt. 3-11-2018.

24. Letter of Head Master, ZP High School, Adavuladeevi village with regard to the list of hostel boarders studying in ZP High School, Adavuladeevi village, dt.22-02-2018.

25. Letter of Sub Treasury Officer, Nagaram vide Rc.No.Spl./Estt/2018, dt. 17-08-2018.

26. If any document found necessary they will be produced at the time enquiry.

G ANANTHA RAMU
SPECIAL CHIEF SECRETARY TO GOVERNMENT

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[Annexure to G.O.Rt.No.46, BCW(D) Dept., Dt:07.03.2022]

ANNEXURE-IV

LIST OF WITNESSESS BY WHOM THE ARTICLE OF CHARGES FRAMED AGAINST SRI V.RAMA RAO, THE THEN HWO, GOVT. B.C BOYS HOSTEL, PALLEPALEM(V), NIZAMPATNAM(M), GUNTUR DISTRICT (NOW RETIRED) ARE PROPOSED TO BE SUSTAINED:

S. No	Name and address of witness	Gist of the statement.
01	Nalluri Naga Sai Eswar S/o Srininvasarao, 13 years, Mangali, 7th class, ZPHS, Adavuladeevi Village. R/o Adavuladeevi village, Nizampatnam Mandal, Guntur District.(Boarder)	To speaks about the lack of infrastructure provided in the Hostel viz. Lights, Toilets, poor sanitation, no Blankets are provided and poor quality of Rice is using for cooking in the hostel, and none of the Government Servants are residing in Head Quarters i.e., in the hostel premises etc facts.
02	Gudipalli Shivaji S/o Bikshalu, age 14 years, gowda caste, 9th class, ZPHS, Adavuladeevi, N/o Veerankivaripalem village,Nizampatnam mandal.(Boarder)	To speaks about the lack of infrastructure provided in the Hostel viz. Lights, Toilets, poor sanitation, no Blankets are provided and poor quality of Rice is using for cooking in the hostel, and none of the Government Servants are residing in Head Quarters i.e., in the hostel premises etc facts.
03	Karna Hemanthu S/o Srinivasarao, age 14 yrs, 9th class, ZPHS, Adavuladeevi, N/o Palakurthy village, Repalle Mandal, Guntur District. r/o Adavuladeevi (v), Nizampatnam (m).(Boarder)	To speaks about the lack of infrastructure provided in the Hostel viz. Lights, Toilets, poor sanitation, no Blankets are provided and poor quality of Rice is using for cooking in the hostel, and none of the Government Servants are residing in Head Quarters i.e., in the hostel premises etc facts.
04	Jonna Venkateswararao S/o Vuyyuru, aged 14 yrs, 9th class, ZPHSchool, Adavuladeevi (V) N/o Juvvalapalem(v),Nizampatnam Mandal,r/oAdavuladeevi village, Nizampatnam (M), Guntur District.	To speaks about the lack of infrastructure provided in the Hostel viz. Lights, Toilets, poor sanitation, no Blankets are provided and poor quality of Rice is using for cooking in the hostel, and none of the Government Servants are residing in Head Quarters i.e., in the hostel premises etc facts.
5	Sonti Durga Rao S/o Srinivasarao, age 14 years, 9th class, ZPHS, AdavuladeeviN/oVeerankivaripalem (v), Nizampatnam Mandal, Guntur District.(Boarder)	To speaks about the lack of infrastructure provided in the Hostel viz. Lights, Toilets, poor sanitation, no Blankets are provided and poor quality of Rice is using for cooking in the hostel, and none of the Government Servants are residing in Head Quarters i.e., in the hostel premises etc facts.

6	Yarragandla Yesu Babu S/o Basavaiah, 15 years, 9th class, ZPHS, Adavuladeevi, N/o Veerankivaripalem (v), Nizampatnam Mandal, Guntur District.(Boarder)	To speaks about the lack of infrastructure provided in the Hostel viz. Lights, Toilets, poor sanitation, no Blankets are provided and poor quality of Rice is using for cooking in the hostel, and none of the Government Servants are residing in Head Quarters i.e., in the hostel premises etc facts.
7	Thulluru Venkata Gopala Rao S/o Ramesh, 14 yrs, 9thclass,ZPHS,Adavuladeevi,N/o Sontivaripalem,Nizampatnam(m),GunturDistrict.(Boarder)	To speaks about the lack of infrastructure provided in the Hostel viz. Lights, Toilets, poor sanitation, no Blankets are provided and poor quality of Rice is using for cooking in the hostel, and none of the Government Servants are residing in Head Quarters i.e., in the hostel premises etc facts.
8	Smt. Veeranki Nancharamma W/o Saibabu, age 45 years, Veerankipalem village, Adavaladeevi Panchayat, Nizampatnam Mandal (Private cook of the Hostel)	To speaks about the absence of Government servants from their duties on the date of surprise check,and not residing at the head quarters i.e. in the hostel premises and also speaks about her appointment as a private cook by Kamati etc,,. facts.
9	Smt Gunnam Varalakshmi W/o Adiseshu, age 60 yrs, Veerankipalem village, Advaladeevi Panchayat, Nizampatnam Mandal (Private helper to private cook)	To speaks about the absence of Government servants from their duties on the date of surprise check,and not residing at the head quarters i.e. in the hostel premises and also speaks about her appointment as assistant to private cook by Kamati etc,,. facts.
10	Veeranki Subbarao S/o Nancharaiah, age 30 yrs, Veerankipalem village, Adavaladeevi Panchayat, Nizampatnam Mandal (Private worker in the said Hostel):	To speaks about the absence of Government servant from his duties on the date of surprise check,and not residing at the head quarters i.e. in the hostel premises and also speaks about his appointment as a private worker in the hostel by the Hostel Welfare Officer and etc facts.,
11	Sri Mariga John Mathaiah S/o Joseph, age 59 yrs, Asst. B.C.Welfare Officer, Repalle R/o Pakala vari Veedi, 3rd ward, Repalle, Guntur District.	To speaks about the non availability of Visiting Note Book in the during his visit of hostel on 20-06-2017 and Sri Veeranki Ramarao HWO and other Government Servants are not present in the hostel premises etc,,. facts.
12	Smt. D. Kalpana Devi, Deputy Director, (FAC), B.C. Welfare, Guntur.	To speaks about submitting of the Service particulars and Job Chart of the Govt. Servants and details of Diet charge of boarders etc,,. facts.
13	Head Master, ZP High School, Adavuladeevi village, Nizampatnam Mandal.	To speaks about the details of the attending students as well as drop-outs of their school etc facts.
14	Smt. S.Asha Latha, STO, Nagaram, Guntur District.	To speaks about the non drawl of Diet charges by the HWO except Salary Bills.

15	Sri Manchala John Rathnakanth Babu S/o Varadanam, age 38 yrs, Royality Inspector, O/o Deputy Director, Mines and Geology, Guntur. (Mediator-I)	He is the one of the Mediator and they speak about their presence during the surprise check, acting as mediators, drafting mediators report, seized concerned registers and etc., facts.
16	Sri Patan Mastan S/o Khasim Khan, age 45 yrs, Sr.Asst, O/o Deputy Director, Mines and Geology, Guntur. (Mediator-II).	He is the one of the Mediator and they speak about their presence during the surprise check, acting as mediators, drafting mediators report, seized concerned registers and etc., facts.
17	Sri Sk.T.Firoz, Formerly District Inspector, ACB, Guntur, Now working as SHO, Lalapet, Guntur Urban District.	He is the investigating officer and speaks about the conducting of surprise check in presence of Mediators, seized concerned registers. Submission of detailed report and etc., facts.
18	Sri Ch. Ravi Babu, District Inspector, ACB, Guntur.	He is the investigating officer and speaks about the preparation and filing of Draft Article Charges against the erroneous Government Servants and etc., facts.
19	If any witness found to be relevant will be produced during the enquiry.	

G ANANTHA RAMU
SPECIAL CHIEF SECRETARY TO GOVERNMENT

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